Government Gazette

FOR THE COLONIES OF

VANCOUVER ISLAND AND BRITISH COLUMBIA.

PUBLISHED BY AUTHORITY.

No. 15.] VICTORIA, VANCOUVER ISLAND, SATURDAY, DECEMBER 17, 1859. [PRICE 6D.

BRITISH COLUMBIA.

PROCLAMATION.

By His Excellency James Douglas, Companion of the Most Honorable Order of the Bath, Governor and Commander-in-Chief of British Columbia, Vice-Admiral of the same, &c.

WHEREAS under and by virtue of an Act of Parliament, made and passed in the session of Parliament held in the 21st and 22nd years of the Reign of Her Majesty Queen Victoria, intituled an Act to provide for the "Government of British Columbia," and by a commission under the Great Seal of the United Kingdom of Great Britain and Ireland, I JAMES DOUGLAS have been appointed Governor of the said colony, and have been authorized by Proclamation under the Public Seal of the said colony, to make laws, institutions and ordinances, for the peace, order, and good government of the same; and

Whereas, doubts have arisen whether the Joint Stock Companies' Acts 1856, 1857, and 1858, apply to British Columbia.

Now, therefore I, James Douglas, do hereby declare, proclaim, and enact as follows:—

That the said Acts shall be taken, construed, and read together, and be taken and deemed to extend to the colony of British Columbia except as hereinafter mentioned.

2. The third section of the Joint Stock Companies' Act, 1857, shall not apply to mining companies in British Columbia.

3. The eleventh section of the said Act shall not come into operation until the imposition of a Stamp duty in British Columbia.

4. The power given to Companies to empower any person as their Attorney to execute deeds on their behalf in any place not situate in the United Kingdom, shall not apply to the execution of Deeds in British Columbia, and shall include a power to empower an Attorney as aforesaid to execute Deeds in the United Kingdom.

5. That the reports to be made to, and the powers and duties vested in and imposed upon the Board of Trade by the said Acts, shall be vested in and imposed upon the Attorney General of British Columbia until some other person or authority shall be nominated by the Governor for the time being, of British Columbia.

6. That until some other person or authority shall be nominated as aforesaid, the Attorney General of British Columbia shall be the Registrar of Joint Stock Companies.

That the aforesaid "The Court" in the said Acts defined shall mean the Supreme Court of Civil Justice of British Columbia.

That the "official liquidator" in the 88th section of the said Act, particularly mentioned shall be in every case appointed by the said Supreme Court of Civil Justice of British Columbia.

That the several powers by the said Act vested in the Lord Chancellor of Great Britain, shall be vested in the Judge of the Supreme Court of Civil Justice of British Columbia, who may make all rules which the Lord Chancellor of Great Britain is by the said Acts empowered to make, such rules when made, to be approved of by the Governor for the time being of British Columbia.

That any person may be appointed by the Judge of the Supreme Court of Civil Justice of British Columbia to act as a special commissioner to take evidence.

Notices by the said Acts required to be published in the London, Edinburgh, and Dublin Gazettes, shall be published in the official Gazette of British Columbia.

The fees to be paid under the said Acts shall be paid by the person receiving the same into the Treasury of British Columbia.

This Act may be cited for all purposes as the "British Columbia Joint Stock Companies' Act, 1859."

..... L. S. ..... Issued under the Public Seal of the said Colony, at Victoria, Vancouver Island, this tenth day of December, one thousand eight hundred and fifty-nine, in the twenty-third year of Her Majesty's Reign, by me,

JAMES DOUGLAS,

By command of His Excellency,

WILLIAM A. G. YOUNG,

Acting Colonial Secretary.

GOD SAVE THE QUEEN.

BRITISH COLUMBIA.

PROCLAMATION.

By His Excellency JAMES DOUGLAS, Companion of the most Honorable Order of the Bath, Governor and Commander-in-Chief of the British Columbia, Vice Admiral of the same, &c., &c.

WHEREAS under and by virtue of an Act of Parliament made and passed in the Session of Parliament held in the 21st and 22nd year of the reign of Her Majesty Queen Victoria intituled an "Act to Provide for the Goverment of British Columbia," and by a Commission under the Great Seal of the United Kingdom of Great Britain and Ireland. I James Douglas, have been appointed Governor of the said Colony, and have been authorized by Declaration under the public Seal of the said Colony, to make laws, institutions, and ordinances for the peace, order, and good government of the same; and

Whereas it is expedient to afford a clear and speedy method of recovering small debts and demands in British Columbia;

Now, therefore I, James Douglas, Governor of the said Colony, do proclaim and declare as follows, viz.

1. Every person whom I may from time to time hereafter commission to act as a County Court Judge in British Columbia, shall from the date of his commission, be authorised and empowered to hear and determine all personal pleas and all actions of tort cognizable by the County Courts in England in manner hereafter mentioned.

2. So much of the enactments of the 8th and 10th Victoria chap. 95, entitled an Act for the more easy recovery of small debts and demands in England as are applicable to this Colony shall be adopted by the County Court Judge.

3. The amount recoverable before any County Court Judge in British Columbia, shall not exceed the sum of £50.

4. The duties of the Clerk of the Court appointed in England shall be performed by the County Court Judge himself.

5. The duties of the High Bailiff, appointed in England, shall be performed by the Sheriff of British Columbia, or by any Deputy Sheriff of British Columbia.

The practice and procedure in the County Courts over which such County Court Judge shall preside, and the fees to be taken therein shall, as herein mentioned, and until altered by some rule or order to be made as hereinafter mentioned, be the same as in the Inferior Court of Civil Justice, in Vancouver Island.

7. The County Court Judge shall have a power of granting a *capias ad respondendum*, in all cases of debt of the amount of £20 or upwards.

8. Any three of the County Court Judges, and also the Judge of the Supreme Court of Civil Justice in British Columbia may make rules and orders for the governance of the County Courts of British Columbia, which rules or orders shall be of full force when confirmed by the Governor of British Columbia, and the Judge of the Supreme Court of Civil Justice of British Columbia.

9. All fees shall from time to time, be paid into the Treasury.

10. This Act may be cited for all purposes, as the "British Columbia Small Debts Act, 1859."

..... L.S. ..... Issued under the Public Seal of the said Colony, at Victoria, Vancouver Island, this Tenth day of December, in the year of our Lord one thousand eight hundred and fifty-nine, and the twenty-third year of Her Majesty's Reign, by me,

JAMES DOUGLAS.

By Command of His Excellency,

WILLIAM A. G. YOUNG,

Acting Colonial Secretary.

GOD SAVE THE QUEEN.

From the Government Gazette Extraordinary, for Vancouver Island.

VANCOUVER ISLAND.

PROCLAMATION,

By His Excellency, JAMES DOUGLAS, Companion of the Most Honorable Order of the Bath, Governor and Commander in Chief of the Colony of Vancouver Island, &c., &c.

WHEREAS, the House of Assembly convened on the 12th day of August, 1856, has been prorogued until the 2d day of February, 1860, for the purpose of convening a more numerous House of Assembly under the Provisions of "the Representation Act, 1859;"

NOW THEREFORE I, JAMES DOUGLAS, do hereby proclaim and declare that the said House of Assembly is dissolved from this 15th day of December, A. D. 1859.

L. S. Issued under the Public Seal of the Colony of Vancouver Island, at Victoria, this Fifteenth day of December, in the Year of Our Lord One Thousand Eight Hundred and Fifty-nine, and in the Twenty-third year of Her Majesty's Reign, by me,

JAMES DOUGLAS,

By His Excellency's Command,
WILLIAM A. G. YOUNG,
Acting Colonial Secretary.

GOD SAVE THE QUEEN.

COLONIAL SECRETARY'S OFFICE,
VICTORIA, VANCOUVER ISLAND,
16th December, 1859.

Monday and Tuesday, the 26th and 27th inst., and Monday and Tuesday, the 2d and 3d of January, prox., will be kept as Holidays at the Public Offices.

ERRATUM.

IN General Order of Court dated Port Douglas, 4th July, ult., *read* "declared for," in lieu of "delivered for."

A. T. BUSHBY,
Registrar.

NOTICE.

I HEREBY authorize and empower JOHN BOOTH, of Victoria, V. I., to act as my attorney, during my absence from the Colony.

THOMAS NEWMAN INNES.

Victoria, V. I.
Dec. 7th, 1859. d17-tc

NOTICE.

THE Government Gazette will hereafter be published on every Tuesday, instead of on every Saturday, as heretofore.
Dec. 17, 1859.

TENDERS are invited for BILLS in sums not less than £250, drawn on the LORDS COMMISSIONERS of Her Majesty's Treasury, London.

W. DRISCOLL GOSSET,
September 7th, 1859. Treasurer.

Printed every SATURDAY, by LEONARD MCCLURE, at the Office, Yates-street, Victoria, in the Colony of Vancouver Island.